IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1877 OF 2004
IN
INCOME TAX APPEAL (L) NO.672 OF 2004

The Commissioner of Income Tax .. Applicant.
V/s.
M/s.Garware Synthetics P. Ltd. .. Respondent.

Mr.Ashok Kotangale for the applicant.
Mr.A.K. Jasani with Mr.P.Y. Vaidya for the respondent.

CORAM : F.I. REBELLO &
J.P. DEVADHAR, JJ.

DATED : 9TH JULY, 2007.

P.C. :

1. In support of the affidavit for condonation of delay, it is pointed out that the approval for preferring Appeal was granted on 8th January, 2007. The Appeal Memo was received on 27th January, 2004 i.e. nearly after one year and the Appeal was filed on 3rd June, 2004 i.e. nearly after five months. No explanation has been given for both the long delay in the Ministry of Law as also as to why the Appeal was not preferred after draft Appeal Memo was received. In our opinion, cause shown would not amount to sufficient cause.

2. The notice of motion is dismissed.

(J.P. DEVADHAR, J.) (F.I. REBELLO, J.)